JUL 1 0 2003

RADENANS

Docket No.:

GR 95 P 3487

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date indicated below.

Ву:_____

Date: July 8, 2003

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant

Anwer Puthawala et al.

Applic. No.

09/050,651

Filed

March 30, 1998

Title

Apparatus for Admitting Gas into the Primary Coolant of a Pressurized

Water Reactor

Art Unit

3641

RECEIVED
JUL 1 4 2003
GROUP 3600

PETITION UNDER 37 C.F.R. §1.8(b)

Hon. Commissioner for Patents,

Sir:

The facts leading to this petition are as follows:

Applicants received a *Notice of Abandonment*, in the above-identified application. According to the notice, a copy of which is enclosed herewith, applicants had allegedly not responded to the *Notice to File Missing Parts of Non-Provisional Application* mailed on May 4, 1998.

Applicants did indeed respond by submitting a cover letter with the executed declaration on June 23, 1998 The letter bore a mailing certificate under 37 CFR §1.8, which was properly executed on that date. The postcard which accompanied said letter was not returned to counsel.

Enclosed herewith, in accordance with Rule 8(b), is a copy of:

- the cover letter including the signed declaration
- a declaration by Ralph E. Locher corroborating the averment that the above letter was indeed mailed on June 23, 1998.

In view of the foregoing, applicants respectfully request that the *Notice of Abandonment* be rescinded and that the application be restored to pending status.

The reason for filing this petition nearly two years after the application became abandoned is that counsel has just become aware of the abandonment on June 25, 2003. The following letters were submitted to the PTO in absence of an action from the PTO:

1. June 6, 2000:

Status letter

2. July 16, 2002:

Status letter

3. April 28, 2003:

Status letter

Copies of all mailings are included with this petition including the postcards accompanying our status letters of July 16, 2002 and April 28, 2003. However, counsel did not receive an answer to the first two mailings. In answer to our status letter of April 28, 2003, counsel received a telephone call from Mrs. Shirley Steele informing counsel of the abandonment. Upon request, a copy of the *Notice of Abandonment* was faxed to counsel on June 25, 2003. The date on the *Notice of Abandonment* is not legible. Counsel has made two further requests for another copy of the *Notice of Abandonment*. However, counsel has not yet received another copy thereof.

Respectfully submitted

For Applicants

Date: July 8, 2003

Lerner and Greenberg, P.A. Post Office Box 2480

Hollywood, FL 33022-2480

Tel: (954) 925-1100 Fax: (954) 925-1101

/bb

Docket No.: JUL 1 0 2003

GR 95 P 3487

N THE UNITED STATES PATENT AND TRADEMARK OFFICE Applicant

Anwer Puthawala et al.

Applic. No.

09/050,651

Filed

March 30, 1998

Title

Apparatus for Admitting Gas into the Primary Coolant of a Pressurized

Water Reactor

Art Unit

3641

RECEIVED

JUL 1 4 2003

DECLARATION

GROUP 3600

TO ACCOMPANY PETITION UNDER 37 C.F.R. §1.8(b)

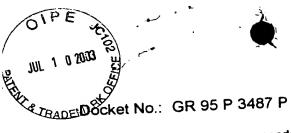
I, Ralph E. Locher, hereby declare that:

- I personally signed the mailing certificate on the cover letter accompanying the signed declaration on June 23, 1998.
- ❖ I herewith certify that the declaration was indeed mailed by first class mail on the date indicated therein.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

alph E Locker

Date: July 8, 2003



I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231.

e 23, 1998

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant :

Anwer Puthawala et al.

Applic. No.:

09/050,651

Filed

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Title

Apparatus for Admitting Gas into the Primary Coolant of a Pressurized Water

Art Unit

3641

LETTER

Hon. Commissioner of Patents and Trademarks, Washington, D.C. 20231

Sir:

The above-mentioned new patent application was filed on March 30, 1998 without a signed oath or declaration, under the provision of 37 C.F.R. 1.53(d).

In accordance with the above-mentioned rule, enclosed herewith is the original signed declaration as required by the Notice To File Missing Parts dated May 4, 1998.

The undersigned hereby states that the application filed in the Patent and Trademark Office is the application which the inventor(s) executed by signing the declaration. MPEP 601.01(a)(6).

The fee required for the late filing of an oath or declaration in the amount of \$130.00 is also enclosed.

Respectfully submitted,

For Applicant(s)

/xdi

Date: June 23, 1998

GROUP 3600

RALPH E. LOCHER REG. NO.P.41,947

Lerner and Greenberg, P.A. Post Office Box 2480 Hollywood, FL 33022-2480 (954) 925-1100 Tel:

Fax:

(954) 925-1101



UNITED ES DEPARTMENT OF COMMERCE Patent and Trademark Office

Address: COMMISSIONER OF PATENTS AND TRADEMARKS Washington, U.C. 20231

APPLICATION NUMBER FILING/RECEIPT DATE

JIL 1 1 7003 P.

A CAR SON MANA CAR FOLLOGRAPHICALER RECEIVED
JUL 1 4 2003

ATTORNEY DOCKET NO. TITLE

GROUP 3600

On Issued

DATE MAILED:

FIRST NAMED APPLICANT

NOTICE OF ABANDONMENT UNDER 37 CFR 1.53(f) or (g) (Filing Date Granted)

The above-identified application is abandoned for failure to timely or properly reply to the Notice to File Missing Parts (Notice) mailed on MA-Q-1,155 No reply was received. The reply received on		(mig bate Granted)
The reply received on was untimely. The reply received on was improper. The reply did not include: Li 1. The surcharge under 37 CFR 1.16(e) required for filing the basic filing fee or oath or declaration on a date later the filing date of a nonprovisional application. 2. The surcharge under 37 CFR 1.16(i) required for filing the basic filing fee or cover shoet on a date later than the file date of a provisional application. 3. The full amount of the basic filing fee under 37 CFR 1.16 (a), (f), (g), (k). (Note: A nonprovisional application may not be relied on for benefits under 35 U.S.C. 120 and 37 CFR 1.78 unless A provisional application may not be relied on for benefits under 35 U.S.C. 119(e) and 37 CFR 1.78 unless the basing filing fee is paid). ↓ 4. The oath or declaration of all the inventors required under 37 CFR 1.63 for this nonprovisional application. The letter of Express Abandonment filed on is acknowledged; however, the application is abandoned for failure to timely or properly reply to the Notice as indicated above. A petition to the Commissioner under 37 CFR 1.137 may be filed requesting that the application be revived. Under 37 CFR 1.137(a), a petition requesting the application be revived on the grounds of UNAVOIDABLE DELAY must be filed the entire delay was unintentional; (2) the required reply to the above-identified Notice; (3) the petition fee set forth in promptly after applicant becomes aware of the abandonment and such petition must be accompanied by: (1) a statement that promptly after application requesting the application be revived on the grounds of UNINTENTIONAL DELAY must be filed promptly after application aware of the abandonment and such petition must be accompanied by: (1) a statement that the promptly after application requesting the application be revived on the grounds of UNINTENTIONAL DELAY must be filed promptly after application fee set forth in required reply to the above-identified Notice; (3) the petition fee set forth in promptly after	The above-identified application is abandoned to the	Nilama ay at
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comptly after the applicant becomes aware of the abandonment and such petition must be accompanied by: (1) a statement that the delay was unintentional; (2) the required reply to the above-identified Notice; (3) the petition fee set forth in order 37 CFR 1.17(m); and (4) a terminal disclaimer if required by 37 CFR 1.137(c). Index 37 CFR 1.137(b), a petition requesting the application be revived on the grounds of UNINTENTIONAL DELAY must be filled that the delay was unintentional; (2) the required reply to the above-identified Notice; (3) the petition fee set forth in the CFR 1.17(m); and (4) a terminal disclaimer if required by 37 CFR 1.137(c).	nder 37 CER 1 197(s)	by be fried requesting that the application be revived.
nder 37 CFR 1.137(b), a petition requesting the application be revived on the grounds of UNINTENTIONAL DELAY must be file the delay was unintentional; (2) the required reply to the above-identified Notice; (3) the petition fee set forth in must be accompanied by: (1) a statement that the CFR 1.17(m); and (4) a terminal disclaimer if required by 37 CFR 1.17(m); and (4) a terminal disclaimer if req	romptly after the appliance to requesting the appli	ication he revived as as
nder 37 CFR 1.137(b), a petition requesting the application be revived on the grounds of UNINTENTIONAL DELAY must be filed that the delay was unintentional; (2) the required reply to the above-identified Notice; (3) the petition fee set forth in most be accompanied by: (1) a statement that the composition of the above of the above-identified Notice; (3) the petition fee set forth in the composition of the above of the	ne entire delay was unintentional. (2) a	Indonment and such petition must be filed
nder 37 CFR 1.137(b), a petition requesting the application be revived on the grounds of UNINTENTIONAL DELAY must be file of the abandonment and such petition must be accompanied by: (1) a statement that the companied (4) a terminal disclaimer if required by 37 CFR 1.17(m); and (4) a terminal disclaimer if required by 37 CFR 1.17(m).	7 CFR 1.17(m); and (4) a terminal disclaims if	ly to the above-identified Notice: (3) the accompanied by: (1) a statement that
omptly after applicant becomes aware of the abandonment and such petition must be accompanied by: (1) a statement that the term of the abandonment and such petition must be accompanied by: (1) a statement that the CFR 1.17(m); and (4) a terminal disclaimer if required by 37 CFR 1.17(m); and (4) a terminal disclaimer if required by 37 CFR 1.17(m);		
(1) a statement that the	HUBE 37 CED 1 195765	·
(4) a terminal disclaimer if required by 37 CED 1 137(a) the petition fee set forth in	office delay was resistant becomes aware of the abandor	Oment and cust a visit of UNINTENTIONAL DELAY must
ly questions concerning petitions to review	(4) a terminal disclaimer if require	by 37 CEP 1 127(2) the petition fee set forth in
	y questions concerning petitions to review	ν ο ο ο ο ο ο ο ο ο ο ο ο ο ο ο ο ο ο ο
To revive should be directed to "Office of Petitions" at (703) 305 0000	- Following to revive should be	directed to "Office of Petitions" at (703) 305, 2000
3. (105) 505-9282.		a. (1,00) 202-8585'

Customer Service Center Initial Patent Examination Division (703) 308-1202

FORM PTO-1666 (REV.7-97)





UNITED TAKES DEPARTMENT OF COMMERCE Patent and Trademark Office

Address: COMMISSIONER OF PATENTS AND TRADEMARKS Washington, D.C. 20231

APPLICATION NUMBER FILING/RECEIPT DATE

FIRST NAMED APPLICANT

ATTORNEY DOCKET NO./TITLE

09/050.651

03/30/98

PUTHAWALA

Α

GR-95-P-3487

0232/0504

LERNER AND GREENBERG POST OFFICE BOX 2480 HOLLYWOOD FL 33022-2480 NOT ASSIGNED

3641

DATE MAILED:

05/04/98

NOTICE TO FILE MISSING PARTS OF APPLICATION Filing Date Granted

An Application Number and Filing Date have been a is given TWO MONTHS FROM THE DATE OF TH abandonment. Extensions of time may be obtained 1.136(a). If any of items 1 or 3 through 5 are indicated in compliance with 37 CFR 1.27, or \$13 to av id abandonment.	IS NOTICE within which to tile all required by filing a petition accompanied by the example of the street for	xtension fee under the provisions of 37 CFR
If all required items on this form are Hed with \square small entity (statement filed) $ ot Z$ non-small $ ot$	nin the period set above, the total amorentity is \$	unt owed by applicant as a
1. The statutory basic filing fee is:missing.		
☐ insufficient. Applicant must submit \$	to complete the basic filing fee and	d/or file a small entity statement claiming
such status (37 CFR 1.27). 2. Additional claim fees of \$		
	independent claims over 3.	
\$for	dependent claims over 20.	
\$for multiple depender Applicant must either submit the addition	nt claim surcharge. nal claim fees or cancel additional claims	for which fees are due.
 ☑ 3. The oath or declaration: ☐ is missing or unexecuted. ☐ does not cover the newly submitted it ☐ does not identify the application to wh ☐ does not include the city and state or An oath or declaration in compliance with the above Application Number and Filing 	nich it applies. foreign country of applicant's residence. n 37 CFR 1. 63, including residence inform Date is required.	mation and identifying the application by
 The signature(s) to the oath or declaration 1.43 or 1.47. A property signed oath or declaration in a Application Number and Filing Date, is re- 	compliance with 37 CFR 1.63, identifying	·
☐ 5. The signature of the following joint inventor	or(s) is missing from the oath or declaration	on:
An oath or declaration in compliance with inventor(s), identifying this application by	the above Application Number and Filing	g Date, is required.
☐ 6. A \$50.00 processing fee is required since	your check was returned without payme	nt (37 CFR 1.21(m)).
7. Your filing receipt was mailed in error bec	cause your check was returned without pa	lyment.
8. The application does not comply with the See attached "Notice to Comply with Sequ	uence Rules 37 CFR 1.821-1.825."	
☐ 9. OTHER:		
Direct the reply and any questions about this no	otice to "Attention: Box Missing Parts."	
A copy of this	notice <u>MUST</u> be returned wi	1
Customer Service C nter		RECEIVED
Initial Patent Examination Division (703) 308-12	202	111 1 4 2002

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JUL 1 4 2003 GROUP 3600 OIPE TO THE STATE OF THE STATE

Docket No.: GR 95 P 3487

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant

: ANWER PUTHAWALA ET AL.

Appl. No.

: 09/050,651

Filed

: March 30, 1998

Title

: APPARATUS FOR ADMITTING GAS INTO THE PRIMARY COOLANT OF A PRESSURIZED WATER

REACTOR

STATUS LETTER

Hon. Commissioner of Patents and Trademarks, Washington, D.C. 20231

Sir:

It is respectfully requested that this Status Letter be returned to:

LERNER AND GREENBERG, P.A.

Post Office Box 2480 Hollywood, FL 33022-2480 Tel: (954) 925-1100

Fax: (954) 925-1101

with an indication as to when an action may be expected.

Respectfully submitted

For Applicants

Date: June 6, 2000

/tg

LAURENCE A. GREENBERG REG. NO. 29,308 JUL 1 4 2003 IGROUP 3000



N THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant

: Anwer Puthawala et al

Appl. No.

09/050,651

Filed

JUL 1 0 2003

March 30, 1998

Title

: Apparatus for Admitting Gas into the Primary Coolant

of a Pressurized Water Reactor

STATUS LETTER

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Hollywood, FL 33022-2480
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Fax: (954) 925-1101

with an indication as to when an action may be expected.

Respectfully submitted,

For Applicarits

Date: July 16, 2002

/sc

JUL 1 4 2003

IGROUP 3003



DOCKET NO. G.R. 95P3L-137.P. Mailed 7/16/02
APPLIC. NO. 09/050,2651 Express Mail
The stamp of the Patent Office hereon may be considered the date on which papers indicated below were received.
Applic pgs Rule 53b New Contin Div CIP / Rule 53c Prov. / Rule 53d CPA RCE
P ∴ P pgs
iority Claim Cert. Prior. Doc(s) PCT Cover Sheet WO
☐ Amend pgs ☐ Prel. Amend pgs ★ Letter
□ Response pgs □ 37CFR1.116 □ Not. of Appeal
☐ Brief pgs ☐ Appndx pgs ☐ I.D.S. + Refs.
□ Assoc Pwr of Atty □ Credit Card \$ □ Pet. for Ext Mo. □ Pet □ Check \$
□ Pet. for Ext Mo. □ Pet □ Check \$
☐ Issue Fce ☐ Assignment ☐ PTOL
☐ Cert. Trans. ☐ Cert. of Corr. ☐ File rec. corr
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P.O. Box 2480
Hollywood, FL 33022-2480

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JUL 1 4 2003

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JUL 1 0 2003 Pocket No.: GR 95 P 3487 P

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant

Anwer Puthawala, et al.

Appl. No.

09/050,651

Filed

March 30, 1998

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Hollywood, FL 33022-2480
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Fax: (954) 925-1101

with an indication as to when an action may be expected.

Respectfully submitted.

For Applicant

Date: April 28, 2003

/av

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JUL 1 4 2003

GROUP 3600



7.7.1	
ET NO. 6.19513487. Mailed April 28, 2003 No. 09/050, 651. Express Mail	}
papers indicated below were received.	
Applic pgs Rule 53b New Contin Div CIP /Rule 53c Prov. /Rule 53d CPA RCE CIP pgs Design Dwgs Declaration Mailing Certif. Priority Claim Cert. Prior. Doc(s) PCT Cover Sheet WO Amend pgs Prel. Amend pgs	
□ Response pgs □ 37CFR1.116 □ Not. of Appeal □ Brief pgs □ Appndx pgs □ I.D.S. + ∴ Refs. □ Assoc Pwr of Atty □ Credit Card \$ □ Pet. for Ext Mo. □ Pet □ Check \$	
☐ Issue Fee ☐ Assignment ☐ PTOL☐ Cert. Trans. ☐ Cert. of Corr. ☐ File rec. corr. ☐ Cert. Of Corr. ☐ File rec. corr. ☐ Cert. Of Corr. ☐ File rec. corr. ☐ ☐ Cert. ☐ Cert. ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐	
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LERNER AND GREENBERG, P.A.
P.O. Box 2480
Hollywood, FL 33022-2480

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JUL 1 4 2003 GROUP 3600 Docket No.: GR 95 P 3487 P

OIF	I hereby certify that this correspondence is being deposited with the United States Postal Servic with sufficient postage of first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231.	je as
	0 2033 By: Date:	
E TRA	IN THE UNITED STATES PATENT AND TRADEMARK OFFICE	

Applicant:

Anwer Puthawala et al.

Applic. No.: Filed :

09/050,651 March 30, 1998

Title

Apparatus for Admitting Gas into the Primary Coolant of a Pressurized Water

Reactor

ASSOCIATE POWER OF ATTORNEY

Hon. Commissioner of Patents and Trademarks, Washington, D.C. 20231

Sir:

Please recognize RALPH ERIC LOCHER (Reg. No. P-41,947) as my associate in the matter in the above-identified application, with full powers. Please continue addressing all communications to the following address:

Lerner and Greenberg, P.A. P.O. Box 2480 Hollywood, Florida 33022-2480

> LAURENCE A. GREENBERG REG. NO. 29,308

Respectfully submitted,

Date: June 23, 1998

Lerner and Greenberg, P.A. Post Office Box 2480 Hollywood, FL 33022-2480

Tel:

(954) 925-1100

Fax:

(954) 925-1101

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JUL 1 4 2003
GROUP 3000

/xdj

Docket No.: GR 95 P 3487

JUL 1 0 2003

COMBINED DECLARATION AND POWER OF ATTORNEY
IN ORIGINAL APPLICATION

As a below named inventor, I hereby declare that: my r sidence, post office address and citizenship are as stated below next to my name; that I verily believe that I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

APPARATUS FOR ADMITTING GAS INTO THE PRIMARY COOLANT OF A PRESSURIZED WATER REACTOR

described and claimed in the specification bearing that title, that I understand the content of the specification, that I do not know and do not believe the same was ever known or used in the United States of America before my or our invention thereof, or patented or described in any printed publication in any country before my or our invention thereof or more than one year prior to this application, that the same was not in public use or on sale in the United States of America more than one year prior to this application, that the invention has not been patented or made the subject of an inventor's certificate issued before the date of this application in any country foreign to the United States of America on an application filed by me or my legal representatives or assigns more than twelve month prior to this application, that I acknowledge my duty to disclose information of which I am aware which is material to the examination of this application under 37 C.F.R. 1.56a, and that no application for patent or inventor's certificate of this invention has been filed earlier than the following in any country foreign to the United States prior to this application by me or my legal representatives or assigns:

German Application Serial No. 195 36 450.3, filed September 29, 1995, th International Priority of which is claimed under 35 U.S.C. §119; and International Application Serial No. PCT/EP96/04057, filed September 16, 1996, the Priority of which is claimed under 35 U.S.C. §120.

I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

HERBERT L. LERNER (Reg.No.20,435)
LAURENCE A. GREENBERG (Reg.No.29,308)
WERNER H. STEMER (Reg.No.34,956)

Address all correspondence and telephone calls to:

LERNER AND GREENBERG, P.A.
POST OFFICE BOX 2480
HOLLYWOOD, FLORIDA 33022-2480
Tel: (954) 925-1100 - Fax: (954) 925-1101

JUL 1 4 2003

GROUP 3000

I hereby state that I have reviewed and understand the contents of the aboveidentified specification, including the claims, as am nded by any amendm nt referred to above.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

FULL NAME OF FIRST JOINT INVENTOR:

ANWER PUTHAWALA

FULL NAME OF FIRST JOINT INVENTOR.
DATE: April 30, 1998
Residence: BUCKENHOF, GERMANY
Country of Citizenship: GERMANY
Post Office Address: WEISELSTRASSE 46 D-91054 BUCKENHOF GERMANY
FULL NAME OF SECOND JOINT INVENTOR: HELMUT STÜNKEL
INVENTOR'S SIGNATURE: Jel & Jean
DATE: 17 1998
Residence: ERLANGEN, GERMANY
Country of Citizenship: GERMANY
Post Office Address: BURGBERGSTRASSE 33 D-91054 ERLANGEN

GERMANY